

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF OKLAHOMA**

THOMAS R. MONTGOMERY,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	Case No. CIV-13-70-M
	)	
DAVID C. JACOBS,	)	
	)	
Defendant.	)	

**ORDER**

On November 26, 2013, United States Magistrate Judge Charles B. Goodwin issued a Report and Recommendation in this case brought pursuant to 42 U.S.C. § 1983. The Magistrate Judge recommended dismissal of this action without prejudice. Plaintiff was advised of his right to object to the Report and Recommendation by December 10, 2013. A review of the file reveals no objection has been filed.

Upon de novo review, the Court:

- (1) ADOPTS the Report and Recommendation [docket no. 22] issued by the Magistrate Judge on November 26, 2013, and
- (2) DISMISSES this action without prejudice.

**IT IS SO ORDERED this 17th day of December, 2013.**

  
VICKI MILES-LAGRANGE  
CHIEF UNITED STATES DISTRICT JUDGE